

FIFTY-FIFTH LEGISLATURE
FIRST SESSION

March 1, 2021

SENATE FLOOR AMENDMENT number 1 to SENATE FLOOR SUBSTITUTE FOR
SENATE JUDICIARY COMMITTEE
SUBSTITUTE FOR SENATE BILL
71

Amendment sponsored by Senator Jacob R. Candelaria

1. On page 1, line 17, after the semicolon, insert "PROVIDING PRIVATE REMEDIES; MAKING SELLING CERTAIN MEDICAL DEBT AN UNFAIR OR DECEPTIVE TRADE PRACTICE;".

2. On page 2, line 1, strike "11" and insert in lieu thereof "12".

3. On page 3, line 8, after "center", insert "that is owned or managed by a hospital".

4. On page 5, line 2, after "when", insert "that revenue results from".

5. On page 10, line 4, after "patients", insert "that are at or below four hundred percent of the federal poverty level".

6. On page 13, between lines 13 and 14, insert the following new section:

"SECTION 12. A new section of Chapter 57 NMSA 1978 is enacted to read:

"[NEW MATERIAL] PRIVATE REMEDY.--

A. A violation of Section 4 of the Patients' Debt Collection Protection Act constitutes an unfair or deceptive trade practice pursuant to the Unfair Practices Act.

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B. A consumer may sue for injunctive or other appropriate equitable relief to enforce the provisions of Section 4 of the Patients' Debt Collection Protection Act."".

7. Renumber the succeeding sections accordingly.

Jacob R. Candelaria

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____